

United States District Court

Eastern District of Missouri

UNITED STATES OF AMERICA

v.

ORLANDO ANTHONY GRIMMETT

JUDGMENT IN A CRIMINAL CASE

CASE NUMBER: 4:09cr436 JCH

USM Number: 36598-044

Steven Stenger

Defendant's Attorney

THE DEFENDANT:

☒ pleaded guilty to count(s) One (1) of the Indictment on November 5, 2009.

☐ pleaded nolo contendere to count(s) _____
which was accepted by the court.

☐ was found guilty on count(s) _____
after a plea of not guilty

The defendant is adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 841(c)(2) and punishable under 21 USC 841(c)	Knowingly and intentionally conspire together to knowingly and intentionally possess pseudoephedrine having cause to believe it would be used to manufacture methamphetamine	Unknown and continuing until date of indictment	One (1)

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) _____

☐ Count(s) _____ dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

February 25, 2010

Date of Imposition of Judgment


Signature of Judge

Honorable Jean C. Hamilton

United States District Judge

Name & Title of Judge

February 25, 2010

Date signed

DEFENDANT: ORLANDO ANTHONY GRIMMETT
CASE NUMBER: 4:09cr436 JCH
District: Eastern District of Missouri

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 137 months

This sentence shall run consecutive to the sentence the defendant is currently serving for the State of Missouri in Docket No. CR393-123F from the Circuit Court of Pike County, Missouri, pursuant to the provisions of Section 5G1.3.

- ☒ The court makes the following recommendations to the Bureau of Prisons:
- It is recommended that the defendant be evaluated for participation in the Residential Drug Abuse Program, mental health counseling, and Occupational/Educational Program for construction or computers if this is consistent with the Bureau of Prisons policies. It is further recommended that to the extent space is available and defendant is qualified, that he be allowed to serve his term of imprisonment at the Bureau of Prisons facility in Pekin, IL.
- ☒ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district:
- ☐ at _____ a.m./pm on _____
- ☐ as notified by the United States Marshal.
- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
- ☐ before 2 p.m. on _____
- ☐ as notified by the United States Marshal
- ☐ as notified by the Probation or Pretrial Services Office

MARSHALS RETURN MADE ON SEPARATE PAGE

DEFENDANT: ORLANDO ANTHONY GRIMMETT

CASE NUMBER: 4:09cr436 JCH

District: Eastern District of Missouri

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

☐ The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

☒ The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

☐ The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

☐ The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)

☐ The Defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment

The defendant shall comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: ORLANDO ANTHONY GRIMMETTCASE NUMBER: 4:09cr436 JCHDistrict: Eastern District of Missouri

SPECIAL CONDITIONS OF SUPERVISION

1. The defendant shall refrain from any unlawful use of a controlled substance and submit to a drug test within 15 days of commencement of supervision and at least two periodic drug tests thereafter for use of a controlled substance.
2. The defendant shall participate in a drug or alcohol abuse treatment program approved by the United States Probation Office, which may include substance abuse testing, counseling, residence in a Community Corrections Center, residence in a Comprehensive Sanctions Center, Residential Re-Entry Center, or inpatient treatment in a treatment center or hospital. The defendant shall pay for the costs associated with substance abuse services based on a co-payment fee established by the United States Probation Office. Co-payments shall never exceed the total cost of services provided.
3. The defendant shall submit his person, residence, office, or vehicle to a search conducted by the United States Probation Office at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.
4. The defendant shall participate in a mental health program approved by the United States Probation Office. The defendant shall pay for the costs associated with treatment based on a co-payment sliding fee scale approved by the United States Probation Office. Co-payments shall never exceed the total costs of treatment.

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CRIMINAL MONETARY PENALTIES

Assessment

Fine

Restitution

\$100.00

☐ The defendant shall make restitution, payable through the Clerk of Court, to the following payees in the amounts listed below.

Name of Payee

Total Loss*

Restitution Ordered	Priority or Percentage
1. Principal of the debt or interest on the debt, including any fees or costs paid by the creditor.	1. First
2. Reasonable attorney's fees and costs incurred by the creditor.	2. Second
3. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	3. Third
4. Reasonable interest on the debt.	4. Fourth
5. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	5. Fifth
6. Reasonable interest on the debt.	6. Sixth
7. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	7. Seventh
8. Reasonable interest on the debt.	8. Eighth
9. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	9. Ninth
10. Reasonable interest on the debt.	10. Tenth
11. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	11. Eleventh
12. Reasonable interest on the debt.	12. Twelfth
13. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	13. Thirteenth
14. Reasonable interest on the debt.	14. Fourteenth
15. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	15. Fifteenth
16. Reasonable interest on the debt.	16. Sixteenth
17. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	17. Seventeenth
18. Reasonable interest on the debt.	18. Eighteenth
19. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	19. Nineteenth
20. Reasonable interest on the debt.	20. Twentieth
21. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	21. Twenty-first
22. Reasonable interest on the debt.	22. Twenty-second
23. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	23. Twenty-third
24. Reasonable interest on the debt.	24. Twenty-fourth
25. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	25. Twenty-fifth
26. Reasonable interest on the debt.	26. Twenty-sixth
27. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	27. Twenty-seventh
28. Reasonable interest on the debt.	28. Twenty-eighth
29. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	29. Twenty-ninth
30. Reasonable interest on the debt.	30. Thirtieth
31. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	31. Thirty-first
32. Reasonable interest on the debt.	32. Thirty-second
33. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	33. Thirty-third
34. Reasonable interest on the debt.	34. Thirty-fourth
35. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	35. Thirty-fifth
36. Reasonable interest on the debt.	36. Thirty-sixth
37. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	37. Thirty-seventh
38. Reasonable interest on the debt.	38. Thirty-eighth
39. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	39. Thirty-ninth
40. Reasonable interest on the debt.	40. Fortieth
41. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	41. Forty-first
42. Reasonable interest on the debt.	42. Forty-second
43. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	43. Forty-third
44. Reasonable interest on the debt.	44. Forty-fourth
45. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	45. Forty-fifth
46. Reasonable interest on the debt.	46. Forty-sixth
47. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	47. Forty-seventh
48. Reasonable interest on the debt.	48. Forty-eighth
49. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	49. Forty-ninth
50. Reasonable interest on the debt.	50. Fiftieth
51. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	51. Fifty-first
52. Reasonable interest on the debt.	52. Fifty-second
53. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	53. Fifty-third
54. Reasonable interest on the debt.	54. Fifty-fourth
55. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	55. Fifty-fifth
56. Reasonable interest on the debt.	56. Fifty-sixth
57. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	57. Fifty-seventh
58. Reasonable interest on the debt.	58. Fifty-eighth
59. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	59. Fifty-ninth
60. Reasonable interest on the debt.	60. Sixtieth
61. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	61. Sixty-first
62. Reasonable interest on the debt.	62. Sixty-second
63. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	63. Sixty-third
64. Reasonable interest on the debt.	64. Sixty-fourth
65. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	65. Sixty-fifth
66. Reasonable interest on the debt.	66. Sixty-sixth
67. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	67. Sixty-seventh
68. Reasonable interest on the debt.	68. Sixty-eighth
69. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	69. Sixty-ninth
70. Reasonable interest on the debt.	70. Seventieth
71. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	71. Seventy-first
72. Reasonable interest on the debt.	72. Seventy-second
73. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	73. Seventy-third
74. Reasonable interest on the debt.	74. Seventy-fourth
75. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	75. Seventy-fifth
76. Reasonable interest on the debt.	76. Seventy-sixth
77. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	77. Seventy-seventh
78. Reasonable interest on the debt.	78. Seventy-eighth
79. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	79. Seventy-ninth
80. Reasonable interest on the debt.	80. Eightieth
81. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	81. Eighty-first
82. Reasonable interest on the debt.	82. Eighty-second
83. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	83. Eighty-third
84. Reasonable interest on the debt.	84. Eighty-fourth
85. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	85. Eighty-fifth
86. Reasonable interest on the debt.	86. Eighty-sixth
87. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	87. Eighty-seventh
88. Reasonable interest on the debt.	88. Eighty-eighth
89. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	89. Eighty-ninth
90. Reasonable interest on the debt.	90. Ninetieth
91. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	91. Ninety-first
92. Reasonable interest on the debt.	92. Ninety-second
93. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	93. Ninety-third
94. Reasonable interest on the debt.	94. Ninety-fourth
95. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	95. Ninety-fifth
96. Reasonable interest on the debt.	96. Ninety-sixth
97. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	97. Ninety-seventh
98. Reasonable interest on the debt.	98. Ninety-eighth
99. Reasonable costs of collection or realization, including any fees or costs paid by the creditor.	99. Ninety-ninth
100. Reasonable interest on the debt.	100. One hundredth

Totals:

☐ Restitution amount ordered pursuant to plea agreement _____

☐ The defendant shall pay interest on any fine of more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☐ The interest requirement is waived for the. ☐ fine and /or ☐ restitution.

☐ The interest requirement for the ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994 but before April 23, 1996.

DEFENDANT: ORLANDO ANTHONY GRIMMETT
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District: Eastern District of Missouri

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties shall be due as follows:

- A ☒ Lump sum payment of \$100.00 due immediately, balance due
☐ not later than _____, or
☒ in accordance with ☐ C, ☐ D, or ☐ E below; or ☒ F below; or
- B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ E below; or ☐ F below; or
- C ☐ Payment in _____ (e.g., equal, weekly, monthly, quarterly) installments of _____ over a period of _____ e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in _____ (e.g., equal, weekly, monthly, quarterly) installments of _____ over a period of _____ e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after Release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F ☒ Special instructions regarding the payment of criminal monetary penalties:

IT IS FURTHER ORDERED that the defendant shall pay to the United States a special assessment of \$100.00, that shall be due immediately.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalty payments, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program are made to the clerk of the court.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ **Joint and Several**
Defendant and Co-defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment; (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.



DEFENDANT: ORLANDO ANTHONY GRIMMETT

CASE NUMBER: 4:09cr436 JCH

USM Number: 36598-044

UNITED STATES MARSHAL
RETURN OF JUDGMENT IN A CRIMINAL CASE

I have executed this judgment as follows:

The Defendant was delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
Deputy U.S. Marshal

- ☐ The Defendant was released on _____ to _____ Probation
☐ The Defendant was released on _____ to _____ Supervised Release
☐ and a Fine of _____ ☐ and Restitution in the amount of _____

UNITED STATES MARSHAL

By _____
Deputy U.S. Marshal

I certify and Return that on _____, I took custody of _____
at _____ and delivered same to _____
on _____ F.F.T. _____

U.S. MARSHAL E/MO

By DUSM _____